

PATENT

Attorney Docket No. 04995.0032-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Sector
AT

In re Application of)

Jeffrey R. STINSON et al.)

Serial No.: 09/215,163)

Group Art Unit: 1615

Filed: December 18, 1998)

Examiner: To Be Assigned

For: HUMANIZED MONOCLONAL)
ANTIBODIES THAT PROTECT)
AGAINST SHIGA TOXIN)
INDUCED DISEASE)

Assistant Commissioner for Patents
Washington, D.C. 20231

Attention: **BOX MISSING PARTS**

Sir:

RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION

In response to the communication of February 3, 1999, the three-month statutory period for response falling on Saturday, April 3, 1999, Applicants submit a Declaration/Power of Attorney for filing in the above-identified application, the required fee of \$130.00, and a copy of the Notice of Missing Parts by the due date of April 5, 1999.

Please associate the enclosed declaration with the above identified application.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

David J. Garman

By: Reg. No. 33,694, for

Jean B. Fordis

Reg. No. 32,984

Date: April 5, 1999

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, D.C. 20005
202-408-4000

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Humanized Monoclonal Antibodies That Protect Against Shiga Toxin Induced Disease the specification of which ☐ is attached and/or ☒ was filed on December 18, 1998 as United States Application Serial No. 09/215,163 or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT international application(s) designating at least one country other than the United States, listed below and have also identified below, any foreign application(s) for patent or inventor's certificate, or any PCT International application(s) having a filing date before that of the application(s) of which priority is claimed:

Country	Application Number	Date of Filing	Priority Claimed Under 35 U.S.C. 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional applications listed below:

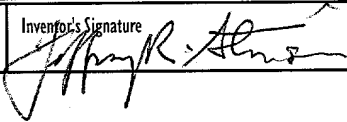

Application Number	Date of Filing
60/068,635	December 23, 1997

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or § 365(c) of any PCT International application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application(s) and the national or PCT International filing date of this application:

Application Number	Date of Filing	Status (Patented, Pending, Abandoned)

I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. **FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.**, Reg. No. 22,540; Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Garver, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Dirk D. Thomas, Reg. No. 32,600; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanhon Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; and _____ Please address all correspondence to **FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.** 1300 I Street, N.W., Washington, D.C. 20005, Telephone No. (202) 408-4000.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full Name of First Inventor Jeffrey R. Stinson	Inventor's Signature 	Date 3/26/99
Residence 15030 Durham Lane, Davie, Florida 33331		Citizenship United States
Post Office Address 15030 Durham Lane, Davie, Florida 33331		
Full Name of Second Inventor Hing Wong	Inventor's Signature 	Date 3/26/99
Residence 2966 Wentworth, Weston, Florida 33332		Citizenship United States
Post Office Address 2966 Wentworth, Weston, Florida 33332		

Full Name of First Inventor Alison D. O'Brien	Inventor's Signature <i>Alison O'Brien</i>	Date 1/29/99
Residence 5514 Charlote Road, Bethesda, Maryland 20817		Citizenship United States of America
Post Office Address Department of Microbiology Uniformed Services Univeristy of Health Sciences 4301 Jones Bridge Road Bethesda, Maryland 20814-4799		
Full Name of First Inventor Clare K. Schmitt	Inventor's Signature <i>Clare K. Schmitt</i>	Date 1/28/99
Residence 4616 Glasgow Drive, Rockville, Maryland 20853		Citizenship United States of America
Post Office Address Department of Microbiology Uniformed Services Univeristy of Health Sciences 4301 Jones Bridge Road Bethesda, Maryland 20814-4799		
Full Name of First Inventor Angela Melton-Celsa	Inventor's Signature <i>Angela R. Melton-Celsa</i>	Date 1/28/99
Residence 20516 Brandywine Court, Sterling, Virginia 20165		Citizenship United States of America
Post Office Address Department of Microbiology Uniformed Services Univeristy of Health Sciences 4301 Jones Bridge Road Bethesda, Maryland 20814-4799		